IN THE HIGH COURT OF JUDICATURE OF BOMBAY

CIVIL APPELLATE JURISDICTION

APPEAL FROM ORDER NO. 795 of 2005

WITH

CIVIL APPLICATION NO. 856 of 2005

Madokannu Pallaya Thever .. Appellant

versus

Danda Co-op. Credit Society Ltd.

& ors. .. Respondents

...

Mr.R.R. Arolkar for the appellant.

Mr.R.C. Dubey i/b Ms.S. Kanchan & Co. for the respondentno.1.

Mrs.G.P. Mulekar, AGP for the respondent no.2.

Mr.B.K. Raje for the respondent no.3.

CORAM : B.H. MARLAPALLE,J

DATED : 5th September 2005

P.C.:

1. Heard Mr. Arolkar, the learned counsel for the appellant plaintiff.

2. By the impugned order dated 6th May 2005,

the draft Notice of Motion wad directed to be registered and made returnable on 20th July 2005. In the mean while, the prayer for ad-interim relief was turned down.

3. Having regards to the reasons set out by the trial Court, no interference is called for in the impugned order. The appeal is therefore dismissed in limine.

4. Hearing on Notice of Motion is expedited. Civil Application does not survive.

B.H. MARLAPALLE, J